

05-2406

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Wilson, et al.  
SERIAL NUMBER : 10/664,610 EXAMINER : Louise Wang Zhiying  
Humphrey  
FILING DATE : September 16, 2003 ART UNIT : 1648  
FOR : PROPHYLACTIC AND THERAPEUTIC HIV APTAMERS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (6 pages), in duplicate;
3. Copies of cited references B4-B14 and C5-108; and
4. Return postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617-542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 23239-538. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

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Dated: May 22, 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



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**Mail Stop Amendment**  
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicant hereby makes of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits. Accordingly, no fee or certification is believed required.

Copies of patent references A3-A38 are not provided under the waiver of 37 C.F.R.

§ 1.98(a)(2)(i).

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

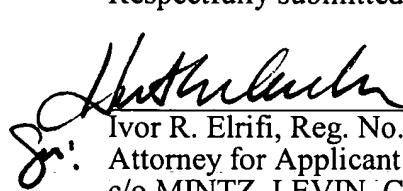
By submitting this Supplemental Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANTS: **Wilson, et al.**  
U.S.S.N.: **10/664,610**

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 23239-538.

Respectfully submitted,

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<b>Modified Form 1449/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	<b>Application Number</b>	10/664,610
	<b>Filing Date</b>	September 16, 2003
	<b>First Named Inventor</b>	Wilson et al.
	<b>Group Art Unit</b>	1648
	<b>Examiner Name</b>	Humphrey, Louise Wang Zhiying
	<b>Attorney Docket Number</b>	23239-538

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	*A3	4,683,195	07/28/87	Mullis			
	*A4	4,801,530	01/31/89	Nogueira et al.			
	*A5	4,894,325	01/16/90	Engelhardt et al.			
	*A6	4,935,363	06/19/90	Brown et al.			
	*A7	4,959,309	09/25/90	Dattagupta et al.			
	*A8	5,070,010	12/03/91	Hsu			
	*A9	5,118,801	06/2/92	Lizardi et al.			
	*A10	5,270,163	12/14/93	Gold et al.			
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	*A12	5,459,015	10/17/95	Janjic et al.			
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FOREIGN PATENT DOCUMENTS							
Exam Initials	Cite No.	Foreign Patent Office	Patent Document Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes	Translation No
	B4	EP	0592035	Scalice, E. et al.	04/13/94		
	B5	UK	2 183 661 A	Ballivet, M. et al.	06/10/87		
	B6	PCT	WO89/06694	Trustees of University of Pennsylvania	07/27/89		
	B7	PCT	WO91/14436	ISIS Pharmaceuticals, Inc.	10/03/91		
	B8	PCT	WO 91/19813	The University of Colorado Foundation, Inc.	12/26/91		
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	B10	PCT	WO92/07065	Max-Planck Gesellschaft ...	04/30/92		
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	B13	PCT	WO98/18480	Nexstar Pharmaceuticals, Inc.	05/07/98		
	B14	PCT	WO99/31276	Nexstar Pharmaceuticals, Inc.	06/24/99		

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	C108	Zhang et al., (2001) Biochemistry. 40: 1662-1670

**\* By the waiver of 37 CFR 1.98(a)(2)(i) copies of the U.S. Patents A3-A38 are not submitted.**

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.